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20 **UNITED STATES DISTRICT COURT**  
21 **DISTRICT OF NEVADA**

22 MATTHEW DAVIS, individually and on  
23 behalf of all others similarly situated,

24 Plaintiff,

25 v.

26 META PLATFORMS, INC.,

27 Defendant.

28 Case No. 2:23-cv-01352-APG-BNW

1 **STIPULATION TO STAY DISCOVERY AND  
2 EXTEND TIME TO SUBMIT PROPOSED  
3 DISCOVERY PLAN AND SCHEDULING  
4 ORDER**

1 Pursuant to Local Rules IA 6-1, 6-2, and Local Rule 7-1, and the Chamber Practices of the  
2 Honorable Andrew P. Gordon, Plaintiff Matthew Davis (“plaintiff”) and Defendant Meta Platforms,  
3 Inc. (“Meta”), by and through their respective counsel of record, hereby stipulate as follows:

4 WHEREAS, this action was filed on August 30, 2023;

5 WHEREAS, Meta filed a motion to dismiss the complaint on November, 10, 2023 (ECF 18);

6 WHEREAS, Meta’s motion to dismiss was fully briefed as of December 15, 2023 (ECF 28);

7 WHEREAS, on February 22, 2024, the Court directed the parties to submit a joint proposed  
8 discovery plan and scheduling order no later than March 6, 2024 (ECF 31);

9 WHEREAS, this case challenges Meta’s alleged receipt of information about plaintiff from  
10 the Nevada Department of Motor Vehicles website. Specifically, plaintiff alleges that because the  
11 Nevada Department of Motor Vehicles embedded the Meta Pixel on its website, Meta allegedly  
12 received information about plaintiff in violation of the Driver’s Privacy Protection Act, 18 U.S.C. §  
13 2721. Given the complexity of Meta’s computing systems and networks, discovery in this matter will  
14 be highly complex; and

15 WHEREAS, the Court’s ruling on Meta’s motion to dismiss is potentially dispositive of the  
16 complaint in its entirety and is otherwise likely to clarify the scope of discovery and the issues of fact  
17 relevant to Plaintiff’s claims;

18 WHEREAS, Plaintiff and Meta have conferred and agree that all discovery obligations in this  
19 action should be stayed pending a ruling on Meta’s motion to dismiss the complaint, and that the  
20 deadline to file the joint proposed discovery plan and scheduling order should be extended to thirty  
21 days after the Court’s ruling on Meta’s motion to dismiss, if still necessary;

22 WHEREAS, this is the first stipulation for an extension of time to take discovery;

23 NOW, THEREFORE, Plaintiff and Meta hereby stipulate and agree, subject to the approval  
24 of the Court, to the following schedule:

25 1. All discovery obligations in this action, including the deadline to file the joint  
26 proposed discovery plan and scheduling order, are stayed until the Court enters a  
27 decision on Meta’s pending motion to dismiss the complaint;

1           2. The parties' deadline to submit a joint proposed discovery plan and scheduling order  
2           shall be thirty (30) days after the Court enters a decision on Meta's pending motion to  
3           dismiss the complaint.

4           IT IS SO STIPULATED.

5           Dated: March 1, 2024.

6           **DICKINSON WRIGHT PLLC**

7           */s/ Michael N. Feder*

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42           **IT IS SO ORDERED:**

43           

44           UNITED STATES MAGISTRATE JUDGE

45           DATED: 3/4/2024

46           CASE NO.: 2:23-CV-01352-APG-BNW